## November 9, 2010

Jefferson County, Alabama Attn: President of County Commission c/o Jeff Sewell, Jefferson County Attorney County Courthouse 716 Richard Arrington Boulevard Birmingham, Alabama 35203

Re: Notice of Claims Pursuant to Alabama Code § 6-5-20

## Ladies and Gentlemen:

I have received a copy of a letter from counsel for The Bank of New York Mellon (the Indenture Trustee) dated November 4, 2010 putting Jefferson County on notice of certain claims pursuant to Alabama Code § 6-5-20 (the "Trustee Notice"). It is my understanding that formal presentment pursuant to Alabama Code 6-5-20 of claims that are covered by the Receiver Order<sup>1</sup> is not required. In particular, claims for the enforcement of the Parity Securities are expressly exempted from Alabama Code § 6-5-20 and thus, presentment of the claims set forth in the Trustee Notice is not required. Nevertheless, the Indenture Trustee apparently made presentment of the claims out of an abundance of caution in the event the County were to assert that the enforcement of the rights and remedies under the Receiver Order were subject to the provisions of Alabama Code § 6-5-20.

In the unlikely event that the County may ultimately contend that the enforcement of the rights and remedies under the Receiver Order are subject to the provisions of Alabama Code 6-5-20 with respect to the claims presented in the Trustee Notice, the Receiver hereby submits this letter as presentment of said claims on behalf of the System and the Receiver.

We look forward to continuing to work in a cooperative manner with the County regarding this and other issues related to the System.

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<sup>&</sup>lt;sup>1</sup> Unless otherwise defined herein, all capitalized terms shall have the definition given them in the order appointing the Receiver entered on September, 22, 2010 in the case styled *The Bank of New York Mellon, as Indenture Trustee v. Jefferson County, Alabama, et al.*, CV-2009-02318 pending in the Circuit Court of Jefferson County, Alabama (the "Receiver Order").

John S. Young, Jr. LLC, in its capacity as the lawfully-appointed Receiver of the Sewer System of Jefferson County,

Alabama

Bv:

John S. Young, Jr.

Its: Member

## VERIFICATION BY CLAIMANT JOHN S. YOUNG, JR. LLC, IN ITS CAPACITY AS RECEIVER

STATE OF New Jersey	)
NATIONAL L	) ss.:
COUNTY OF Atlantic	)

John S. Young, Jr., having been duly sworn, deposes and says that he is an authorized representative of Claimant John S. Young, Jr. LLC, in its capacity as Receiver, that he is duly authorized by John S. Young, Jr. LLC, in its capacity as Receiver to make this verification on its behalf, that he has read the foregoing Notice of Claims Pursuant to Alabama Code § 6-5-20 to Jefferson County, Alabama, and that he believes the contents of the foregoing to be true to the best of his knowledge, information and belief based on his review of the information that is contained in the records of and that is available to John S. Young, Jr. LLC, in its capacity as Receiver.

John S. Young, Jr.

Sworn to before me this  $\mathcal{T}^{\mu}$  day of November, 2010.

Notary Public

ANNETTE OCASIO
Notary Public of New Jersey
My Commission Expires 12/20/2011